

SUBTITLE 4. INVESTIGATION OF UNAUTHORIZED PRACTICE;
INJUNCTIVE ACTION.

10-401. INVESTIGATION BY ATTORNEY GENERAL -- AUTHORIZED.

THE ATTORNEY GENERAL MAY INVESTIGATE, AS PROVIDED IN THIS SUBTITLE, A COMPLAINT OF AN UNAUTHORIZED PRACTICE OF LAW.

REVISOR'S NOTE: This section is new language derived without substantive change from the first clause of former Art. 10, § 26B(a).

Defined term: "Practice law" § 10-101

10-402. SAME -- CONFIDENTIAL.

(A) IN GENERAL.

(1) EACH INVESTIGATION CONDUCTED UNDER THIS SUBTITLE IS CONFIDENTIAL.

(2) EXCEPT AS OTHERWISE PROVIDED IN THIS SECTION, A PERSON WHO PARTICIPATES IN AN INVESTIGATION MAY NOT DISCLOSE THE NAME OF A PERSON UNDER INVESTIGATION, THE NAME OF A WITNESS, OR ANY OTHER INFORMATION OBTAINED IN THE INVESTIGATION.

(B) EXCEPTION.

A PERSON WHO PARTICIPATES IN AN INVESTIGATION MAY DISCLOSE INFORMATION TO:

(1) THE PERSON UNDER INVESTIGATION; AND

(2) A PERSON TO WHOM DISCLOSURE IS REQUIRED IN THE DISCHARGE OF AN OFFICIAL DUTY.

(C) VIOLATION CONSTITUTES MISDEMEANOR.

A PERSON WHO VIOLATES SUBSECTION (A)(2) OF THIS SECTION IS GUILTY OF A MISDEMEANOR.

REVISOR'S NOTE: This section is new language derived without substantive change from former Art. 10, § 26B(e).

The Business Occupations Article Review Committee notes, for consideration by the General Assembly, that while subsection (c) of this section makes unauthorized disclosures "a misdemeanor", no penalties are provided.

Defined term: "Person" § 1-101